

# Court of Appeals, State of Michigan

## ORDER

Claire J Ryckman v Ronald T Barrows

Docket No. 281679

LC No. 03-322652-CH

Karen M. Fort Hood  
Presiding Judge

Brian K. Zahra

Christopher M. Murray  
Judges

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In lieu of granting the application, the Court orders, pursuant to MCR 7.205(D)(2), that the portions of the July 19, 2007, and September 6, 2007, orders of the Wayne Circuit Court granting \$12,000 in damages to defendant hereby are VACATED. A claim for lost profits must have a reasonable degree of certainty and cannot be based solely on mere conjecture or speculation. *Denha v Jacob*, 179 Mich App 545, 549; 446 NW2d 303 (1989). In all other respects, the Court orders that the delayed application for leave to appeal is DENIED.

This order is to have immediate effect, MCR 7.215(F)(2).

The Court retains no further jurisdiction.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

APR 30 2008  
Date

*Sandra Schultz Mengel*  
Chief Clerk